

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF NEW YORK

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In re:

Case No. 23-10244

THE ROMAN CATHOLIC DIOCESE OF  
ALBANY, NEW YORK

Chapter 11

Debtor.

Judge Robert E. Littlefield, Jr.

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**BURNS BAIR LLP'S MONTHLY FEE STATEMENT FOR NOVEMBER 2023**

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Pursuant to the Court's *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals and Members of Official Committees* [ECF No. 295], Burns Bair LLP ("Burns Bair"), special insurance counsel to the Official Committee of Tort Claimants (the "Committee"), hereby files this monthly fee statement seeking compensation for reasonable and necessary services rendered to the Committee from November 1, 2023 through November 30, 2023 (the "Compensation Period") in the amount of \$16,168.40 (80% of \$20,210.50) and reimbursement of actual and necessary expenses incurred during the Compensation Period in the amount of \$2,186.22.

Burns Bair's invoice for the Compensation Period, attached hereto as **Exhibit A**, includes the names, titles, billing rates, aggregate hours worked, and a description of services performed for all Burns Bair professionals and paraprofessionals who provided services to the Committee during the Compensation Period and a list of expenses Burns Bair incurred during the Compensation Period in connection with providing services to the Committee.

[Signature page follows]

Date: December 20, 2023

*/s/ Timothy W. Burns*

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Timothy W. Burns (WI State Bar #1068086)

Jesse J. Bair (WI State Bar #1083779)

**Burns Bair LLP**

10 E. Doty St., Suite 600

Madison, Wisconsin 53703-3392

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*Special Insurance Counsel the Official  
Committee of Tort Claimants*

# EXHIBIT A

## Burns | Bair

10 E. Doty St., Suite 600  
Madison, Wisconsin 53703-3392  
608-286-2302  
www.BurnsBair.com

**Diocese of Albany UCC**

**Issue Date :** 12/19/2023

**Bill # :** 01300

**Matter:** Insurance

### PROFESSIONAL SERVICES RENDERED

<u>Date</u>	<u>Timekeeper</u>	<u>Narrative</u>	<u>Hours</u>	<u>Amount</u>
11/3/2023	Jesse Bair	Correspondence with L. Kugler re Diocesan insurance production (.1);	0.10	\$70.00
11/4/2023	Jesse Bair	Review T. Burns and R. Kugler correspondence re call to discuss the Diocese's mediation motion and proposed stay of insurance adversary proceeding (.1);	0.10	\$70.00
11/4/2023	Timothy Burns	Review the Diocese's global mediation motion (.4); correspondence with Stinson and J. Bair re strategy issues re same (.2);	0.60	\$420.00
11/5/2023	Karen Dempksi	Begin download/upload of Diocese insurance document production (.5);	0.50	\$170.00
11/6/2023	Timothy Burns	Met with J. Bair re insurance case developments and next-steps (.1);	0.10	\$70.00
11/6/2023	Karen Dempksi	Complete download/upload of Diocese insurance document production (.4);	0.40	\$136.00
11/6/2023	Jesse Bair	Participate in conference with T. Burns re insurance case developments and next-steps (.1);	0.10	\$70.00
11/7/2023	Timothy Burns	Participate in conference with Stinson team and J. Bair re recent case developments, insurance strategy, and the Debtor's mediation motion (.4);	0.40	\$280.00
11/7/2023	Jesse Bair	Participate in conference with Stinson team and T. Burns re recent case developments, insurance strategy, and the Debtor's mediation motion (.4);	0.40	\$280.00
11/10/2023	Timothy Burns	Correspondence with the Diocese re its global mediation motion (.2); correspondence with Stinson re same (.1);	0.30	\$210.00
11/10/2023	Jesse Bair	Review correspondence with the Debtor and T. Burns re Debtor's mediation motion and related insurance issues (.1);	0.10	\$70.00
11/13/2023	Jesse Bair	Participate in call with T. Burns re insurance issues re the Debtor's mediation motion (.1);	0.10	\$70.00

11/13/2023	Timothy Burns	Prep for call with the Debtor re its global mediation motion and related insurance issues (.3); participate in call with the Debtor re same (.2); participate in call with R. Kugler re same (.1); participate in call with J. Bair re same (.1);	0.70	\$490.00
11/14/2023	Timothy Burns	Participate in additional call with the Diocese re its mediation motion and related insurance issues (.2); participate in call with R. Kugler re same (.2); met with J. Bair re same (.2);	0.60	\$420.00
11/14/2023	Jesse Bair	Review and edit the Committee's limited objection to the Debtor's mediation referral motion (.3); participate in conference with T. Burns re recent call with the Diocese re its mediation motion and related insurance issues (.2);	0.50	\$350.00
11/15/2023	Jesse Bair	Correspondence with Stinson re suggested edits to the Committee's limited objection to the Diocese's mediation motion (.1);	0.10	\$70.00
11/15/2023	Timothy Burns	Review and revise the Committee's limited objection to the Diocese's mediation motion (.4); correspondence with J. Bair re same (.1);	0.50	\$350.00
11/17/2023	Jesse Bair	Review R. Kugler correspondence to the Debtor re the Debtor's mediation motion and upcoming hearing re same (.1);	0.10	\$70.00
11/18/2023	Jesse Bair	Review correspondence with T. Burns and R. Kugler re strategy and prep for hearing on the Debtor's mediation motion (.1); participate in call with T. Burns re same (.1); review T. Burns correspondence with the Debtor re same (.1);	0.30	\$210.00
11/18/2023	Timothy Burns	Review and respond to R. Kugler correspondence re mediation motion hearing (.2); begin preparing for hearing (1.2); participate in call with J. Bair re hearing (.1); prepare response to the Diocese re its refusal to withdraw insurance stay request (.8);	2.30	\$1,610.00
11/19/2023	Jesse Bair	Review correspondence with R. Kugler and T. Burns re hearing prep on the Debtor's mediation and stay motion (.1);	0.10	\$70.00
11/20/2023	Timothy Burns	Participate in BB team meeting re case developments and ongoing insurance projects (.1);	0.10	\$70.00
11/20/2023	Timothy Burns	Participate in call with R. Kugler re preparation for hearing re mediation motion and potential insurance stay (.4);	0.40	\$280.00
11/20/2023	Timothy Burns	Conference with J. Bair re hearing prep on the Diocese's mediation motion (.1);	0.10	\$70.00
11/20/2023	Karin Jonch-Clausen	Analyze and prepare key case materials for review by T. Burns in connection with preparation for upcoming hearing on the Diocese's mediation motion and proposed stay of the insurance action (2.4);	2.40	\$1,140.00

11/20/2023	Karin Jonch-Clausen	Participate in BB team meeting re case developments and ongoing insurance projects (.1);	0.10	\$47.50
11/20/2023	Jesse Bair	Conference with T. Burns re hearing prep on the Diocese's mediation motion (.1)	0.10	\$70.00
11/20/2023	Jesse Bair	Participate in BB team meeting re case developments and ongoing insurance projects (.1);	0.10	\$70.00
11/20/2023	Jesse Bair	Review and edit J. Bair and T. Burns pro hac vice motions (.1);	0.10	\$70.00
11/21/2023	Jesse Bair	Correspondence with L. Kugler and T. Burns re the Debtor's mediation reply brief (.1);	0.10	\$70.00
11/21/2023	Karin Jonch-Clausen	Review the Diocese's mediation motion and related briefing in connection with upcoming hearing re same (.6); participate in conference with T. Burns re upcoming hearing and preparations needed for same (.2);	0.80	\$380.00
11/21/2023	Karin Jonch-Clausen	Review and edit T. Burns' draft PowerPoint re arguments for upcoming November 22 hearing on the Diocese's mediation motion (.3);	0.30	\$142.50
11/21/2023	Timothy Burns	Prepare for hearing on global mediation motion and potential insurance stay (5.8); participate in call with R. Kugler re same (.2); participate in call with state court counsel re same (.3); conference with K. Jonch-Clausen re same (.1);	6.40	\$4,480.00
11/22/2023	Timothy Burns	Continue preparing for hearing re the Diocese's mediation motion and proposed stay of the insurance action (2.8); participate in hearing re same (2.8); post-hearing discussion with R. Kugler re same (.2), participate in call with J. Bair re same (.2); conference with K. Jonch-Clausen re same and next-steps (.4);	6.40	\$4,480.00
11/22/2023	Karin Jonch-Clausen	Review LMI's motion to withdraw the reference (.3); correspondence with T. Burns re same (.1);	0.40	\$190.00
11/22/2023	Karin Jonch-Clausen	Participate in November 22 hearing re proposed mediation order, stay of insurance action, and various motions to compel (2.8); participate in conference with T. Burns re outcome of same and next-steps (.4);	3.20	\$1,520.00
11/22/2023	Jesse Bair	Review the Debtor's reply brief in support of its mediation motion (.1);	0.10	\$70.00
11/22/2023	Jesse Bair	Review LMI's motion to withdraw the reference (.2); review correspondence with R. Kugler and T. Burns re same and strategy for upcoming hearing (.2);	0.40	\$280.00
11/22/2023	Jesse Bair	Attend via Zoom portion of hearing on the Diocese's mediation motion (1.0); participate in call with T. Burns re outcome of same and next-steps re case insurance strategy (.2);	1.20	\$840.00
11/25/2023	Karin Jonch-Clausen	Prepare and circulate summary of mediation motion hearing outcome and next-steps (.3);	0.30	\$142.50

11/28/2023	Karen Dempksi	Draft notices of appearance for T. Burns and J. Bair (.2); correspond with J. Bair re same (.1);	0.30	\$102.00
11/30/2023	Jesse Bair	Conference with Stinson re motion to withdraw the reference response (.1);	0.10	\$70.00
11/30/2023	Jesse Bair	Correspondence with T. Burns re subsequent hearing on the Debtor's mediation motion (.1);	0.10	\$70.00
<b>Total Hours and Fees</b>			<b>31.90</b>	<b>\$20,210.50</b>

**EXPENSES**

<u>Date</u>	<u>Description</u>	<u>Amount</u>
11/21/2023	Uber, T.Burns & K.Jonch-Clausen (Airport to Hotel)	\$84.56
11/21/2023	United Airlines, inflight Wi-Fi, T. Burns	\$8.00
11/21/2023	United Airlines, T. Burns (ORD-ALB, Nov. 21-22)	\$745.79
11/21/2023	United Airlines, K. Jonch-Clausen (ORD-ALB, Nov. 21-22)	\$745.79
11/22/2023	Travel Meal: T.Burns & K.Jonch-Clausen	\$60.36
11/22/2023	Travel Meal: T.Burns & K.Jonch-Clausen	\$15.16
11/22/2023	Hotel, T. Burns (1 night)	\$288.19
11/22/2023	Hotel, K.Jonch-Clausen (1 night)	\$189.24
11/22/2023	Uber, T.Burns & K.Jonch-Clausen (Hotel to Airport)	\$49.13
<b>Total Expenses</b>		<b>\$2,186.22</b>

**Timekeeper Summary**

<u>Name</u>	<u>Title</u>	<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
Jesse Bair	Partner	4.30	\$700.00	\$3,010.00
Karen Dempksi	Paralegal	1.20	\$340.00	\$408.00
Karin Jonch-Clausen	Associate	7.50	\$475.00	\$3,562.50
Timothy Burns	Partner	18.90	\$700.00	\$13,230.00

**Total Due This Invoice: \$22,396.72**

**CERTIFICATE OF SERVICE**

I, Jess Rehbein, hereby certify that on December 20, 2023, I caused a true and correct copy of the foregoing to be filed with the Clerk of Court using CM/ECF, which sent notification of such filing to all ECF participants. Additionally, I served the same on the following notice parties via email:

<u>The Debtor</u> 40 North Main Avenue Albany, New York 12203 <a href="mailto:Barbara.Murin@rcda.org">Barbara.Murin@rcda.org</a>	<u>Counsel for the Debtor</u> Nolan Heller Kauffman LLP Attn: Francis J. Brennan, Esq. 80 State Street, 11th Floor Albany, New York 12207 <a href="mailto:fbrennan@nhkllp.com">fbrennan@nhkllp.com</a>
<u>Counsel for the Official Committee of Unsecured Creditors</u> Lemery Greisler LLC, 677 Attn. Paul A. Levine, Esq. Broadway, 8th Floor Albany, New York 12207 <a href="mailto:plevine@lemerygreisler.com">plevine@lemerygreisler.com</a>	<u>The Office of the United States Trustee</u> Attn: Lisa Penpraze, Esq. Assistant United States Trustee Leo O'Brien Federal Building 11A Clinton Ave., Room 620 Albany, NY 12207 <a href="mailto:lisa.penpraze@usdoj.gov">lisa.penpraze@usdoj.gov</a>

Date: December 20, 2023

/s/ Jess Rehbein

Jess Rehbein